Filed 01/02/2008

(GAY)

Index No. 07 CIV 10284 (WCC)

STIPULATION AND ORDER

ECF CASE

extending time to Answer

Page 1 of LML

Conner, ORIGINAL

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

TRUSTEES OF THE LABORERS INTERNATIONAL UNION OF NORTH AMERICA LOCAL 1000 WELFARE, PENSION, ANNUITY, VACATION, and TRAINING FUNDS, and LABORERS INTERNATIONAL UNION OF NORTH AMERICA LOCAL 1000.

Plaintiff,

-against-

INTERCOUNTY PAVING ASSOCIATES, L.L.C.,

Defendant.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the parties to the above-captioned action, that the time for defendant Intercounty Paving Associates, L.L.C. to answer, move or otherwise plead in response to plaintiffs' Complaint is extended to and including Wednesday, January 16, 2008.

Dated: New York, New York December 17, 2007

GELLERT & KLEIN, P.C.

Bv:

Stephen E. Ellers (SE-3094)
Attorneys for Plaintiffs
75 Washington Street
Poughkeepsie, New York 12601
(845) 454-3250

COLE, SCHOTZ, MEISEL, FORMAN

& LEONARD, P.A.

Bv:

Nolan E. Shanahan (NS-4598) Attorneys for Defendant 900 Third Avenue, 16<sup>th</sup> Floor New York, New York 10022 (212) 752-8000

SO ORDERED:

Jan. 2, 2008

Milian C. Conner

CUPIES MALLED TO COURSEL OF RECORD FOR TI AND MAILED TO A COUNSEL GO

